

6727/OK318

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)

INTERNATIONAL APPLICATION NO. PCT/IL00/00389	INTERNATIONAL FILING DATE 04 July 2000	PRIORITY DATE CLAIMED 19 April 1999
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TITLE OF INVENTION

**METHOD FOR BREEDING TOMATOES HAVING REDUCED WATER CONTENT AND PRODUCT OF
THE METHOD**

APPLICANT(S) FOR DO/EO/US

Arthur SCHAFFER

Applicant herewith submits to the United States Designated/Elected office (DO/EO/US) the following items and other information:

1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S. C. 371.
3. This is an express request to begin national examination procedures (35 U.S.C. 371 (f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S. C. 371 (b) and PCT Articles 22 and 39 (1).
4. A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. A copy of the International Application as filed (35 U.S. C. 371 (c) (2))
 - a. is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. has been transmitted by the International Bureau
 - c. is not required, as the application was filed in the United States Receiving Office (RO/US)
6. A translation of the International Application into English (35 U.S. C. 371 (c)2)).
7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. have been transmitted by the International Bureau.
 - c. have not been made; however, the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
8. A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c) (3)).
9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98 (with references).
12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. A **FIRST** preliminary amendment.
 - A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. A substitute specification.
15. A change of power of attorney an/or address letter.
16. Other items or information: Return copy of Form PCT/DO/EO/905 - Notification of Missing Requirements

EXPRESS MAIL CERTIFICATE

6/27/02 8V115765419-US

I hereby certify that, on the date indicated above, this paper or fee was deposited with the U.S. Postal Service & that it was addressed for delivery to the Assistant Commissioner for Patents, Washington, DC 20231 by "Express Mail Post Office to Addressee" service.

Name (Print)

Signature

U.S. APPLICATION NO. (if known sec 37 CFR 1.50)
10/069,389

INTERNATIONAL APPLICATION NO. PCT/ILO0/00389

Attorney's Docket Number
6727/OK318

17. The following fees are submitted:

ALCULATIONS

PTO USE ONLY

Basic National Fee (37 CFR 1.492 (a)(1)-(5)):

Search Report has been prepared by the EPO or JPO

\$0

International preliminary examination fee paid to USPTO (37 CFR 1.482)

\$0

No international preliminary examination fee paid to USPTO (37 CFR 4.482)
but international search fee paid to USPTO (37 CFR 1.445 (a) (2)...)

\$0

Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO.....

\$0

International preliminary examination fee paid to USPTO (37 CFR 1.482)
and all claims satisfied provisions of PCT Article 33(2)-(4).....

\$0

Surcharge of \$130.00 for furnishing the oath or declaration later than 20 months from the earliest claimed priority date (37 CFR 1.492(e)).

\$130.00

Claims	Number Filed	Number Extra	Rate	
Total Claims	16-20		X \$18.00	\$
Independent Claims	3-3		X \$78.00	\$
Multiple dependent claims(s) (if applicable)	+ 260			\$
TOTAL OF ABOVE CALCULATIONS =				
Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).				\$
				SUBTOTAL =
Processing fee of \$130.00 for furnishing the English translation later the <input type="checkbox"/> 20 <input type="checkbox"/> 39 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$
				TOTAL NATIONAL FEE =
Fee for recording the enclosed assignment (37 CFR 1.21(h)), the assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$40.00
				TOTAL FEES ENCLOSED =
07/08/2002 SNJARRO 00000068 10069389				Amount to be: refunded
01 FC:154 130.00 IP				charged: \$

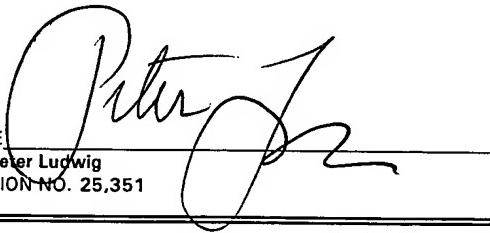
- a. A check in the amount of \$170.00 to cover the above fees is enclosed.
- b. Please charge my Deposit Account No.04-0100 in the amount of \$ to cover the above fees.
- c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 04-0100. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

S. Peter Ludwig, Esq.
Darby & Darby P.C.
805 Third Avenue
New York, New York 10022-7513

SIGNATURE
NAME S. Peter Ludwig
REGISTRATION NO. 25,351



SPL



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner of Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/069,389	Arthur Schaffer	6727/OK318USO
		INTERNATIONAL APPLICATION NO.
		PCT/IL00/00389
		I.A. FILING DATE
		07/04/2000
		PRIORITY DATE
		8/19/99
DUE: <u>JUNE 29, 2002</u>		
Docketed on <u>5/10</u> by <u>DP</u> for		
Docketed without file <input type="checkbox"/>		
Attorney _____		
CONFIRMATION NO. 3278		
371 FORMALITIES LETTER		
 OC000000007972157		

Date Mailed: 04/29/2002

11-29-02

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

LAMONT M HUNTER

Telephone: (703) 305-3686

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/069,389	PCT/IL00/00389	6727/OK318USO

FORM PCT/DO/EO/905 (371 Formalities Notice)